IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

MISCELLANEOUS PETITION NO.26 OF 2004

IN

PETITION NO.543 OF 1995

Chandru T. Belani ...Petitioner

v/s

Jhamatmal P. Pariyani and ors. ...Respondents

Ms Kalpana Trivedi for Petitioner.

None for Respondents.

CORAM : D.K. DESHMUKH J.

DATE : 6TH JULY 2006.

P.C. :-

1. This petition is filed under section 302 of the Indian Succession Act 1925. Under that section, a direction can be issued by the Court to the executor of the will. Admittedly, respondent No.1 - Jhamatmal Pariyani was the executor of the will which has been probated and admittedly the respondent No.1 has died in the year 2003. Therefore, this petition has become infructuous. It is disposed off as such.

. Parties to act on the copy of this order duly authenticated by the Associate / Private Secretary as true copy.

. Certified copy expedited.